19 46 **File No.** Prisons II/46

Legal Department

15 **BRANCH**

Subject:—

Rules and Notifications under the

~~Be~~ Prisons Act, 1894

Part I

File No. Prisons II/46

Dept. 194 .

367-B

Office of the R.L.A.

A revised draft notification is sent herewith.

2. H.M.(H.D.) has stated at page 6 ante that he wants the power of nominating visitors to the prisons at Ahmedab-ad, Thana, Poona, Bombay and Belgaum, and Visapur, that is the main prisons to remain with Government and not with Commissioners. It does not appear from his note dated 10/5/46 at page 6 that he also wants the power of nominating visitors to the two district prisons at Dhulia and Bijapur. The amendment proposed to rule 350(357)(4)(b) by Home Department takes away the power of nominating visitors to the prisons at Dhulia and Bijapur also from the Commissioners. I am not sure that this is the intention of the Honourable Minister. This may be verified by the Home Department.

Id/-r.N.Meos
6-7-46

Remembrancer of Legal Affairs.

U.O. to H.D.No. 4894, dated the 9th July 1946.

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NOTIFICATION.

Home Department.

Bombay Castle. 1946.

Prisons Act 1894.

No. .- In exercise of the powers conferred by clause (25) of section 59 of the Prisons Act, 1894 (IX of 1894) , the Government of Bombay is pleased to amend the rules for the appointment and guidance of visitors of prisons published in Government Notification in the Home Department, No. 9130/3-IV(A), dated the 1st February 1940, as follows, namely:-

In rule 350 of the said rules-

(i) in clauses (c) of sub-rule (3) and in clause (b) of sub-rule (4), for the words the Commissioner of the Division in which the prison is situated", the words "Government" shall be substituted;

(ii) in sub-rule (5) , for the words "the appointing authority" the words "Government" shall be substituted and

(iii) in sub-rule (6), the words "for the prisons in the City of Bombay and for other prisons by the Commissioner of the Division in which the prison is suitated" shall be deleted.

By order of the Governor of Bombay,

Secretary to Government.

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